

# FISCAL NOTE

## SB 256 - HB 848

March 5, 2005

**SUMMARY OF BILL:** Increases the penalty one classification higher than is currently provided for the knowing manufacture, delivery, sale, or possession with intent to manufacture, deliver or sell of methamphetamine when: (1) a firearm is found on the premises; (2) possession, transportation, or disposal of materials involved in manufacture created a substantial risk to human health or safety or a danger to the environment; (3) a person under the age of 13 was present during the manufacturing process; or (4) the manufacturing was to take place or did take place within 500 feet of a residence, place of business, church or school. Creates various other Class D and C felonies regarding possession of ephedrine or pseudoephedrine and drug paraphernalia with the intent to manufacture methamphetamine.

### ESTIMATED FISCAL IMPACT:

**Increase State Expenditures - \$28,674,700/Incarceration\***

Assumption:

- 649 offenders will have sentences elevated for various offenses related to methamphetamine ranging from Class E felony to Class A felony convictions.

*\*Section 9-6-119, TCA, requires that: For any law enacted after July 1, 1986, which results in a net increase in periods of imprisonment in state facilities, there shall be appropriated from recurring revenues the estimated operating cost of such law.*

### CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James W. White, Executive Director